

## ARIZONA SUPREME COURT

STATE OF ARIZONA,

Appellee,

vs.

CLARENCE WAYNE DIXON,

Appellant.

No. CR–08–0025–AP

Maricopa County Superior Court No.  
CR–2002–019595

Ninth Circuit No. 16–99006

U.S. District Court No. CV–14–258–  
PHX–DJH

**NOTICE OF INTENT TO  
RESPOND TO MOTION TO SET  
BRIEFING SCHEDULE FOR  
MOTION FOR WARRANT OF  
EXECUTION**

(Capital Case)

Clarence Wayne Dixon, through undersigned counsel, hereby gives notice of his intent to respond to the State of Arizona’s Motion to Set Briefing Schedule for Motion for Warrant of Execution (hereafter, “Motion”). The State filed and served its Motion on January 5, 2022. *See* Motion to Set Briefing Schedule for Motion for Warrant of Execution at 6, *State of Arizona v. Clarence Wayne Dixon*, No. CR–08–0025–AP (Ariz. Jan. 5, 2022). Under Rule 31.6(e) of Arizona’s Rules of Criminal Procedure and Rule 6(a)(2) of Arizona’s Rules of Civil Appellate Procedure, Mr.

Dixon is entitled to file a response “within 10 days after service of the motion.” *See* Ariz. R. Civ. App. P. 6(a)(2); *see also* Ariz. R. Crim. P. 31.6(e). Mr. Dixon will therefore file his response to the State’s Motion on or before January 19, 2022. *See* Ariz. R. Civ. App. P. 5(a) (providing that Ariz. R. Civ. P. 6(a) “govern[s] the computation of any time period set by these Rules[.]”); *see also* Ariz. R. Civ. P. 6(a)(2) (“Exclud[ing] intermediate Saturdays, Sundays, and legal holidays” from the computation of any time period specified under the rules “if the period is less than 11 days.”).

RESPECTFULLY SUBMITTED this 5th day of January, 2022.

Jon Sands  
Federal Public Defender

Cary Sandman, AZ Bar No. 004779  
Assistant Federal Public Defender  
407 W. Congress, Suite 501  
Tucson, Arizona 85701  
(520) 879-7622 (telephone)  
(520) 622-6844 (facsimile)  
cary\_sandman@fd.org

/s/Cary Sandman  
Counsel for Clarence Wayne Dixon